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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

10 HUMBOLDT BAYKEEPER, etc., ) Civil Case No. C 06 4188 CRB  
et al., )  
11 Plaintiff, ) ORDER FOR ENTRY FOR STORM  
12 v. ) WATER SAMPLING  
13 SIMPSON TIMBER COMPANY, etc., )  
et al., )  
15 Defendants. )

Having considered the papers of Plaintiffs concerning a motion to compel discovery and the response of defendant Preston Properties (“Preston”), it is

20 ORDERED that plaintiffs Humboldt Baykeeper, the Ecological Rights Foundation and  
21 Californians for Alternatives to Toxics (“Plaintiffs”) may inspect Preston’s property on Humboldt  
22 Bay at the foot of Del Norte Street in Eureka, California in order to take samples of water caused by  
23 rainfall that results in run-off and Preston will make that property available to Plaintiffs for  
24 inspection subject to the following conditions:

25       1. During the period from November 1, 2006 through June 30, 2007, Plaintiffs may  
26 enter Preston's property to take samples of water caused by rainfall that results in runoff on three  
27 separate occasions. This order will govern those three entries for that purpose.

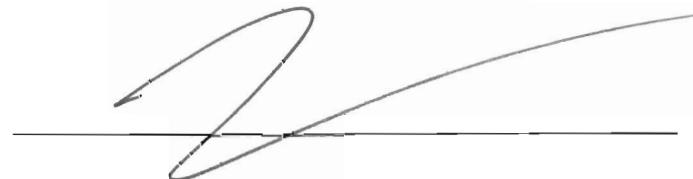
1       2. Plaintiffs may take samples at any point water flows on or off Preston's property, or  
2 of any water pooled and not flowing. ~~In the event that the samples are taken from points different~~ 28  
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1       7. Plaintiffs will enter no buildings, will make no borings, take no soil samples and will  
2 use no invasive procedures.

3       8. This order does not pertain to any other inspection request Plaintiffs may make and  
4 does not prejudice Plaintiffs' right to make other inspection requests.

5       Dated: 11/2/06

A handwritten signature is written over a horizontal line. The signature appears to be a stylized 'J' or a similar shape, possibly a initials or a cursive name.

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